



**CONSULATE GENERAL OF THE
UNITED STATES OF AMERICA**

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Rio de Janeiro – RJ – 20030-020

<http://brazil.usembassy.gov>

www.travel.state.gov

Fiancée Visa (K1/K2) Applicants Instructions Package

Overview

Introduction

The American General Consulate in Rio de Janeiro has received information that you have been registered to apply for the fiancé(e) visa (K1/K2).

We have scheduled you an appointment at our office as specified in the letter sent by mail. All member of your family that will immigrate with you (dependents that are eligible to be included in this process) must come to the interview. If you cannot keep this appointment, please, notify our office immediately.

You must obtain the documents required for your application for an immigrant visa and bring them on the day of the interview. Do not mail any of the documents to this office.

**In this
information**

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**Application for Immigrant Visa and Alien Registration Forms
DS-230 Part 1, DS-156, DS-156K and DS-157**

Background

The forms attached contain questions regarding specific biographical information required for the Fiancé (e) visa.

Who completes the form

Each family member that is eligible to travel to the United States with you under this visa classification is required to complete the [DS-230 Part-1](#) and the required forms. This would include any unmarried children under the age of 21.

Completing the forms

Please fill out the [DS-230 Part-1](#) completely. If a question does not apply to you then you must mark it with a N/A (not applicable).

From: DS-156: Each applicant for a K visa and dependents should fill out **two copies** of the DS-156 through the following link: <http://evisaforms.state.gov>. After filling it out, this form needs to be printed and on the last page a barcode should be visible. **This form cannot be hand written, it has to be electronically filled out.**

Form: DS-156K : Principal applicant (fiancée) must fill out one copy of the DS-156K.

Form DS-157 : Each applicant over 16 years old must fill out one copy of the DS-157. Fill these forms out completely even if they say in the title “non-immigrant visa forms”.

Questions

If you have any questions on completing the forms, please contact the Immigrant Visa Unit at the American Consulate General in Rio de Janeiro. Please check [Contact Information and Working Hours](#) in our webpage for our e-mail address. **Fiancé (e) visa interviews in Brazil are conducted only at the Consulate in Rio de Janeiro.**

Documents You Need to Obtain

Document requirements

Please obtain the **original documents (along with one simple copy)** or **certified copies** from an appropriate authority for yourself and each family member who will accompany you to the United States. All documents listed in these instructions that pertain to your petition are required again, even if they were previously submitted to the USCIS with your petition. You must bring all documents on the day of the interview.

Birth certificates

Obtain the original, or certified copy, of the birth record of each family member (yourself, your spouse, and all unmarried children under the age of 21). ***Divorced or widowed applicants should bring their birth certificates in addition to their marriage certificates with divorce amendment.*** If you or any of your children were adopted, you must also submit a certified copy of the final adoption decree.

The certificate must contain the:

- Person's date of birth;
 - Person's place of birth;
 - Names of **both** parents, and
 - Annotation by the appropriate authority indicating that it is an extract from the official records
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Unobtainable birth certificates

Your birth record may not be obtainable. Some reasons are listed below.

- Your birth was never officially recorded.
- Your birth records have been destroyed.
- The appropriate government authority will not issue one.

Please obtain a certified statement from the appropriate government authority stating the reason your birth record is not available. With the certified statement you **must** obtain secondary evidence. For example:

- A baptismal certificate that contains the date and place of birth and both parent's names providing the baptism took place shortly after birth;
- An adoption decree for an adopted child, or
- An affidavit from a close relative, preferably the applicant's mother, stating the date and place of birth, both parent's names, and the mother's maiden name. The affidavit must be notarized.

Note: An affidavit must be executed before an official authorized to take oaths or affirmations. Information regarding the procedures for obtaining birth certificates is usually available from the embassy or consulate of the country concerned.

Termination of prior marriages

Applicants who have been previously married must obtain evidence of the termination of **EACH** prior marriage. Evidence must be in the form of original documents issued by a competent authority, or certified copies bearing the appropriate seal or stamp of the issuing authority.

Acceptable evidence is a:

- **FINAL** Divorce Decree;
- Death Certificate or
- Annulment.

Note: If your American fiancée has already been married before, please provide an original and a simple copy of the evidence of the termination of each of his/her prior marriage, as well.

Police certificates

Police certificates are required for each visa applicant aged 16 years or older. The table below shows how many police certificates are required based on where each applicant lives and has lived previously. Present and former residents of the United States should NOT obtain any police certificates covering their residence in the U.S.

Note: You may need police certificates from several different countries/localities. Be sure to obtain all of them prior to the interview.

IF the applicant...	AND...	THEN the applicant needs a police certificate from...
is living in their country of nationality at their current residence for more than 6 months	is 16 years old or older	the police authorities of that locality.
lived in a different part of their country of nationality for more than 6 months	was 16 years or older at that time	the police authorities of that locality.
* lived in a different country for more than 12 months or currently resides in another country for more than 6 months	was 16 years or older at that time	the police authorities of that locality.
was arrested for any reason, regardless of how long they lived there	was any age at that time	the police authorities of that locality.

Police certificates in Brazil

In Brazil, police certificates are issued only for applicants over the age of 18 (eighteen). Each applicant, 18 years old or more should present two Police Certificates: one from the State police - **“Secretaria de Segurança Pública”** and another one from the Federal Police – **“Polícia Federal”**.

- ["SECRETARIA DE SEGURANÇA PÚBLICA"](#) - It is required that the applicant obtain a certificate from the “Polícia Técnico Científica”, “Instituto de Identificação” from each state in Brazil where the applicant has resided for 6 (six) months or longer for the last 5 (five) years. If you have resided in more than one state in Brazil, during this period, you will need one for each state.
- ["POLICIA FEDERAL"](#) - It is required that the applicant obtain a certificate from the Federal Police (“Polícia Federal”). This certificate is valid for all Brazilian territory. You should go to the “Departamento de Polícia Federal, Delopis – Delegacia de Ordem Social e Política” with our request and fill out their application for the certificate or through the website [Federal Police Certificate - Electronically issued](#)

Note: The certificates issued by “Cartório” or “Fórum” are **NOT**, repeat, **NOT** acceptable, in any circumstances.

The police certificate must:

- Cover the entire period of the applicant's residence in that area, and
- State what the appropriate police authorities records show concerning each applicant, including all arrests, the reason for the arrest(s), and the disposition of each case of which there is a record.

Note: Police certificates from certain countries are unavailable. Others must be requested in person and the U.S. Consulate must request others. More specific information is available from the Immigrant Visa Unit at the United States Consulate in Rio de Janeiro.

Passports

A passport must be valid for travel to the United States and must have at least 8 (eight) months' validity beyond the issuance date of the immigrant visa. Children also need to have their own passport.

Note:

- Please bring **all** previous passports, even the ones already expired or cancelled;
 - If you have passports from other nationalities, you must bring them, as well;
- If you are not a native Brazilian, you must bring evidence of your Brazilian naturalization certificate, permanent or temporary residency in Brazil.
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Deportation or Voluntarily Removal and Asylum

If you had any previous problems with the Department of Homeland Security (USCIS), or you have filed for Asylum, you must bring the official reports on the day of your interview.

Applicants who have previously been deported or removed at government expense from the United States within the last years must obtain Form I-212, Permission to Reapply after Deportation, from the U.S. Department of Homeland Security, or from a U.S. Embassy or Consulate, and follow the instructions included on that form. USCIS must previously approve form I-212 before you can receive the fiancé (e) visa.

Court and Prison Records

Persons who have been convicted or discharged of a crime must obtain a certified copy of each court record and any prison record, regardless of the fact that he or she may have subsequently benefited from an amnesty, pardon or other act of clemency, including processes in the U.S.

Court records should include:

- Complete information regarding the circumstance surrounding the crime of which the applicant was convicted, and
 - The disposition of the case, including sentence or other penalty or fine imposed.
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Applicants with previous J1/J2 visas

If you have been a student in the U.S. under a J-1 visa or a dependent under J-2 visa you may be subject to Section 212(e) of the Immigration and Nationality Act. That means that you must be required to return for a two-year period to your native country or country of residence. If you wish to return sooner than that to the United States to reside permanently, first, you have to request an authorization from the Brazilian Government and then you may request a waiver from the United States Government. These authorizations need to be granted prior to receiving an immigrant visa to the United States. More information on this subject is available on the [USCIS webpage](#).

Translations

All documents neither in English nor in Portuguese must be accompanied by **certified English translations** done by a certified translator.

The translation must include a statement signed by the translator that states that the:

- Translation is accurate,
 - Translator is competent to translate and
 - The translation must be notarized.
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Medical Examination

General requirements

In order to be eligible for an immigrant visa, you and your accompanying relatives included in the process must undergo a medical examination. It is necessary to conduct blood tests, a chest x-ray, vaccinations and a physical exam (including basic gynecological and breast examination). Referenced [Panel Physicians](#) are listed on our [website](#).

Photographs

General requirements

Two photos are required of all applicants regardless of age. The photograph should have applicant's name lightly printed on the reverse side. Color Polaroid photos are acceptable. Scanned pictures are not accepted.

Photographs

Two (2) color photographs with white background on glossy paper are required. The picture must not be retouched or mounted. The photograph must be a frontal picture, **with both ears visible**. No head covering or glasses should be worn except for religious purposes. Photos must be 5cmx5cm or 5cmx7cm, head centered.

**Additional
information**

The photographs must have been **taken in the last 6 months**; the photos cannot have frames; a full-face view is necessary. Applicant must be looking at the camera when the picture is taken, and not looking down or to one side. The face must cover 50% of the picture; face must measure 3 cm from chin to top of hair; you must present color pictures with white background. No other background is acceptable.

Evidence of Support

**General
requirements**

You must submit evidence showing that you and members of your family who will accompany you are not likely to become public charges while in the U.S. If you are going to use Affidavits of Support or job offer letters make sure they were issued and signed within one year.

**Fiancé (e)
Petitions**

The petitioner may fill out an Affidavit of Support, [Form I-134](#) . You may download this form from [USCIS webpage](#). The sponsor must attach proof of his/her income such as: copy of last U.S. Federal Income Tax (form 1040), proof of current employment, job offer, pay-slip, etc. One form is sufficient for all family members. You may present your own means of support.

Evidence of Relationship

**General
requirements**

You must submit evidence of relationship with your American fiancé (e). Proof of relationship may be any document that you think will prove to the consular officer that you have a real relationship with your fiancé (e) such as visas to Brazil or United States, air tickets, phone bills, photos, correspondence/e-mails exchanged, etc.

Children who are about to Reach 21 Years of Age

**Important
Information**

If you have children who intend to immigrate with you to the United States, or to join you in the United States at a later date, please read this important information.

In order to receive the visa with you to the United States, or to follow you until 1(one) year after your visa issuance, your children **must be unmarried and under the age of 21 at the time they enter the United States.**

Who to notify

If any of your children will turn 21 within 90 days, please **notify** the Immigrant Visa Unit at the United States Consulate in Rio de Janeiro, **immediately**.

Note: We will process your visa as quickly as possible so that we can issue a visa to your child on the same day we issue yours. Your child must enter the United States within the validity of the visa, you must get married to your fiancé(e), you must file for adjustment of status and adjust your child's status before he turns 21. If that is not possible, your child will only be able to remain in the United States during the period authorized by the USCIS Officer at port of entry.

Failure to notify

Failure to notify the United States Consulate in Rio de Janeiro that you have a child, who will turn 21, could result in that child being above the legal age at the time your visa is issued. In that event, you will be required to file a separate petition for your child after you immigrate, and your son or daughter will face a waiting period before *he or she* will be eligible for visa processing.

What Happens Next?

Overview

The table below provides you with an overview of the steps that take place once you have obtained all your documents and have completed the necessary forms.

Bringing your documents

You will need to bring all your original documents or certified copies and a common copy and forms at the time of the visa interview.

Fee

Access [Schedule of Fees](#) and check the total amount for **K1/K2** visa. **The payment must be done only in Dollars or the equivalent in Reais in cash and is only payable at the Consulate cashier.** No checks are accepted. Each applicant must be prepared to pay this fee. Each dependent must also pay the fee, regardless of age.

Digital Fingerprints

All applicants will be fingerprinted except those in the following categories:

- Children under 14 years old;
 - Adults over 79 years old.
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Visa

The visa is usually good for 180 (one hundred and eighty) days with only ONE entry after the issuance. Make sure you enter the U.S. within the visa validity. Upon entry in the U.S. you must get married within 90 days and file for the "Adjustment of Status" to "Immediate Relative", this means to change from a K1 visa to CR-1 visa holder and have your Alien Resident Card issued. If you do not get married you will have to leave the U.S. and apply for a new process.

Interview

We cannot guarantee, before your documents are seen by the Consul, that your visa will be approved and issued. Only after your interview the Consul will be able to make that decision. **We do not encourage you to make any final travel arrangements, sell your properties or quit your job before your visa is issued.**

This Office will do its best to process your visa as soon as possible but you will most likely have to spend the entire morning and part of the afternoon in this Office until the Consul can make a final decision on your request. If any problem is detected, it is possible that you may have to return to this Office again.

You must use a delivery service that has a partnership with the consulate to return your visa after issued. Upon the approval of your visa you will receive instructions on how to contract this service. **This service is mandatory.** The consulate will not be responsible for losses or damages that may occur to the correspondence, nor any tracking system. If the correspondence gets lost, you would have to prepare all the documents again in order to receive another visa.

Important

It is totally indispensable to have the visa fee, a valid passport, two electronic filled out DS-156(with Barcode) and two photographs on the day of your interview at 07:15 a.m. Otherwise you are going to be rescheduled for the next available day.

Contact information

Please notify the United States Consulate if the circumstances of your application have changed. For example:

- Change of address;
- Change of marital status;
- Death of petitioner, or
- Birth or adoption of additional children.

Please see our [Contact Information and Working Hours](#) in our website Immigrant Visas main page.